

Message Text

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PAGE 01 BUENOS 02432 091653Z

51

ACTION L-02

INFO OCT-01 ARA-06 ISO-00 JUSE-00 SCA-01 /010 W

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P 091625Z APR 75

FM AMEMBASSY BUENOS AIRES

TO SECSTATE WASHDC PRIORITY 0685

LIMITED OFFICIAL USE BUENOS AIRES 2432

E. O. 11652: N/A

TAGS: PFOR, AR, US

SUBJECT: EXTRADITION TREATY REGULATIONS

REF: STATE 078349

1. ALTHOUGH IT IS POSSIBLE THAT THE PROPOSED VISIT OF MESSRS. GAITHER AND MURPHY WILL PRECEDE BY A FEW DAYS THAT OF OTHER SENIOR STATE DEPARTMENT OFFICIALS, THE EMBASSY BELIEVES THAT GOA MINISTRY OF FOREIGN AFFAIRS, LEGAL AFFAIRS SECTION PERSONNEL WILL BE FREE TO HOLD TECHNICAL DISCUSSIONS ON THE EXTRADITION TREATY ON APRIL 16-18. HOWEVER, THE EMBASSY IS DEFERRING CONTACT WITH MFA PENDING RECEIPT OF DEPARTMENT'S PROPOSALS (PARA 4, REFTEL).

2. AS THE DEPARTMENT IS AWARE, THIS EMBASSY HAS LONG AND OFTEN URGED THAT THE TREATY BE RE-EXAMINED TO CORRECT TWO WEAKNESSES: THE MEANING OF "CONSPIRACY" AND THE ROLE OF THE HOST COUNTRY LEGAL AUTHORITIES IN THE EXTRADITION PROCESS. IN OUR MANY EXAMINATIONS OF THE PROBLEM, WE HAVE RELIED HEAVILY ON THE OPINIONS OF THE LEGAL FIRM OF BRONS AND SALAS, AND IN PARTICULAR ON THE ADVICE OF THOMAS J. BOYWITT, ANOTHER PARTNER, WHO HAS ALSO DISCUSSED THE PROBLEM WITH SOME WASHINGTON OFFICIALS. BOTH BOYWITT AND US CITIZEN STANLEY BRONS, A FORMER ASSISTANT US DISTRICT ATTORNEY, HAVE BEEN CROSS TRAINED IN BOTH THE ARGENTINE AND US LEGAL SYSTEMS. WE WOULD STRONGLY URGE THAT BEFORE APPROACHING THE FOREIGN OFFICE IN BUENOS AIRES, MESSRS. GAITHER AND MURPHY TAKE ADVANTAGE OF THE FIRMS UNIQUE, PRACTICAL EXPERIENCE IN THIS AREA.

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3. ACTION REQUESTED:

A. PLEASE FORWARD SOONEST DEPARTMENT'S PROPOSALS
(REFTEL, PARA 4)

B. ADVISE ETA TEAM.

C. ADVISE WHETHER MEETING SHOULD BE SCHEDULED WITH
BRONS AND SALAS.
HILL

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
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Concepts: EXTRADITION, NEGOTIATIONS
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